

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**March 2, 2001**

## DIVISION ONE

B134529 Fidelity National Credit Services, Ltd. (Not for Publication)  
v.  
Copriviza

The trial court's August 6, 1999 order denying ordinary costs and attorneys' fees is modified to award appellant Robert C. Copriviza costs in the sum of \$80. As so modified, the order is affirmed. The parties are to bear their own costs on appeal.

Mallano, J.

We concur: Ortega, Acting P.J.  
Vogel (Miriam A.), J.

B134506      Young et al.      (Not for Publication)  
v.  
City Of Santa Clarita et al.

The judgment is affirmed.

Mallano, J.

We concur: Ortega, Acting P.J.  
Vogel (Miriam A.), J.

March 2, 2001-Continued

## DIVISION ONE (Continued)

B138367      Golt      (Not for Publication)  
v.  
City of Los Angeles

The judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

B140193      Turner et al.      (Not for Publication)  
v.  
Miller Automotive Group, Inc., et al.

The appeal is dismissed as to Miller Honda and American Honda Motor Co., Inc. As to Miller Automotive Group, Inc., and Stacy Taub, the order granting summary adjudication on plaintiffs' first and second causes of action, for intentional and negligent misrepresentation, respectively, is affirmed. Miller Honda and American Honda Motor Co., Inc., are to bear their own costs on appeal. Miller Automotive Group, Inc., and Stacy Taub are entitled to costs on appeal from plaintiffs.

Mallano, J.

We concur: Spencer, P.J.  
Ortega, J.

## DIVISION TWO

B127320      People  
v.  
Barnes

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

March 2, 2001-Continued

## DIVISION TWO (Continued)

B140355 People  
v.  
Brown

Filed order vacating opinion of December 18, 2000 due to inadvertence and clerical error. The opinion filed February 28, 2001 is the decision of this court.

DIVISION THREE

[illegible]

The judgment (order revoking probation) is affirmed.

Klein, P.J.

We concur:   Croskey, J.  
                      Kitching, J.

B144050 People v. Simpson (Not for Publication)

The judgment (order revoking probation) is affirmed.

Klein, P.J.

We concur:   Croskey, J.  
                      Kitching, J.

DIVISION FOUR

B140678      Fritz Transportation International      (Not for Publication)  
                 v.  
                 Dragon Claw (USA), Inc.

The judgment and the court's award of attorney fees are affirmed.

Lewin, J. (Assigned)

We concur:   Epstein, Acting P.J.  
                 Hastings, J.

DIVISION FIVE

B139862      Thomas M. Eells      (Not for Publication)  
                 v.  
                 William Kwok et al.

The judgment is affirmed. Defendants, William Kwok, Brian Kwok and Raymond Kwok, shall recover their cost on appeal from plaintiff, Thomas Eells.

Turner, P.J.

We concur:   Grignon, J.  
                 Godoy Perez, J.

B140989      People      (Not for Publication)  
                 v.  
                 Nubia L.

The order is affirmed.

Turner, P.J.

We concur:   Armstrong, J.  
                 Godoy Perez, J.

DIVISION FIVE (Continued)

B139316      Sanae Sakai                      (Not for Publication)  
                 v.  
                 David M. Karen et al.

The judgment is affirmed. Respondents to recover their costs on appeal.

Godoy Perez, J.

We concur:   Turner, P.J.  
                 Armstrong, J.

B146211      Los Angeles County, D.C.F.S.      (Not for Publication)  
                 v.  
                 Lisa A.

The orders under review are affirmed.

Turner, P.J.

We concur:   Grignon, J.  
                 Willhite, J. (Assigned)

B141190      People                                      (Not for Publication)  
                 v.  
                 Cesar J. Abarca

The judgment is modified to impose a \$1400 restitution fine pursuant to section 1202.45, to remain suspended unless and until defendant violates his parole. The sentence as to count 2 is modified to reflect defendant is to serve a consecutive six year term. In all other respects, the judgment is affirmed.

Turner, P.J.

We concur:   Grignon, J.  
                 Weisman, J. (Assigned)

DIVISION FIVE (Continued)

B139438      Barbara Lerner                      (Not for Publication)  
                 v.  
                 Moses Lerner

The order directing wife to turn over items of personal property is reversed.  
Barbara Ann Lerner shall recover her costs and attorney fees on appeal  
from Moses Lerner.

Turner, P.J.

We concur:    Grignon, J.  
                         Armstrong, J.

B140967      People                                      (Not for Publication)  
                 v.  
                 Christopher L.

The order is affirmed.

Turner, P.J.

We concur:    Armstrong, J.  
                         Godoy Perez, J.

DIVISION SEVEN

Court convened at 9:00 A.M.

Present: Lillie, P.J., Johnson, J., Woods, J., Boland, J. (Assigned) Stoevers, J. (Assigned)  
and Emma Jean Amos, Deputy Clerk.

Each of the following:

B135031 People v. Holsborg  
B141068 Patti C. v. David C.  
B136913 Zacher v. Valleau  
B140707 D.C.F.S. v. Maria A.  
B141455 D.C.F.S. v. Lynette C.  
B141356 D.C.F.S. v. Keith M. and Melody W.

Argument waived, cause submitted.

DIVISION SEVEN (Continued)

B130635      Paco Steel & Engineering Corporation  
                 v.  
                 Southern Pacific Transportation Company

Merits:

Argued by Efrat M. Cogan for appellant and by Raul Martinez for respondent. Cause submitted.

B140505      Nichols  
                 v.  
                 The Jonathan Club

Appearances:

James Ellis Arden for appellant and John R. Shiner for respondent. In open court the parties were instructed to file a request for dismissal, or the opinion will be filed without oral argument. On the Court's own motion, oral argument continued to April 6, 2001 at 10:00 A.M.

B135434      County of Los Angeles  
                 v.  
                 Ranger Insurance Company

Merits:

Argued by Ruben Baeza, deputy county counsel, for respondent. No appearance by counsel for appellant. Cause submitted.

B126903      Coppola et al.  
                 v.  
                 Warner Bros., Inc.

Merits:

Argued by Frederic D. Cohen for appellant and by Robert S. Chapman for respondent. Cause submitted.

DIVISION SEVEN (Continued)

B137125     Schneider  
              v.  
              Friedman

Merits:  
Argued by Steven J. Ruben for appellant and by Edwin Howard for  
respondent. Cause submitted.

B136105     George & Delores Alfieris  
              v.  
              Fire Insurance Exchange et al.

Merits:  
Argued by Brian S. Kabateck for appellants and by Julie L. Woods for  
respondents. Cause submitted.

B143537     Fox Searchlight Pictures, Inc., et al.  
              v.  
              Paladino

Oral argument continued to April 6, 2001 at 9:00 A.M.

B142129     Fox Searchlight Pictures  
              v.  
              Paladino-Wise

Oral argument continued to April 6, 2001 at 9:00 A.M.

B141693     Vita  
              v.  
              Southern California Permanente Medical

Merits:  
Argued by Jerome Zamos for appellant and by Belle C. Mason for  
respondent. Cause submitted.

Court recessed at 12:13 P.M.



DIVISION SEVEN (Continued)

Court reconvened at 2:00 P.M.

Present: Lillie, P.J., Johnson, J., Woods, J., Boland, J. (Assigned) and Emma Jean Amos, Deputy Clerk.

B130585     Shepherd  
               v.  
               Shepherd  
               County of Los Angeles

Appearances:

Janice R. Mazur for respondent and by Nancy K. Ruffolo, deputy district attorney, for respondent. No appearance by counsel for appellant.

Argument waived, cause submitted.

B137325     Cohen et al.  
               v.  
               Cal Coast Plumbing

Merits:

Argued by Vatche Chorbajian for appellant and by Joseph Zamora for respondent. Cause submitted.

B140241     Wan  
               v.  
               Law Eagle et al.

Merits:

Argued by L. Allan Martin for appellants. No appearance by counsel for respondent. Cause submitted.

Court adjourned at 2:24 P.M.